

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

WASHINGTON STATE UNIVERSITY,
Plaintiff,
v.
PHYTELLIGENCE, INC.,
Defendant.

CASE NO. C18-361RSM
ORDER OF DISMISSAL

This matter comes before the Court *sua sponte* on the Court's Order to Show Cause. Dkt. #8. The Court ordered that Plaintiff show cause why this action should not be dismissed for failure to serve Defendant within the time limits imposed by Federal Rule of Civil Procedure 4(m). *Id.* Plaintiff responded, indicating that the summons and complaint have not been served, that more than ninety days have elapsed since filing, and that Plaintiff agrees the matter should be dismissed without prejudice. Dkt. #9.

Accordingly, the Court ORDERS that:

1. Plaintiff's claims are DISMISSED without prejudice;
2. This matter is CLOSED.

Dated this 10 day of July, 2018.


RICARDO S. MARTINEZ
CHIEF UNITED STATES DISTRICT JUDGE